

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

GREGORY SCOTT VAN HUSIEN,  
Plaintiff,  
v.  
BILL NELSON,  
Defendant.

Case No. 2:24-cv-00083-DJC-JDP (PC)

ORDER

Plaintiff, a state prisoner proceeding pro se, filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On May 2, 2024, the Magistrate Judge filed findings and recommendations herein which were served on Plaintiff and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within fourteen days. The Court observes that this procedure is sufficient to constitute notice to the Plaintiff of the potential disqualification under 28 U.S.C. 1915(g) as required by *Andrews v. King*, 398 F.3d 1113, 1120. Plaintiff has filed objections to the findings and recommendations.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this Court has conducted a *de novo* review of this case. Having carefully

1 reviewed the entire file, the Court finds the findings and recommendations to be  
2 supported by the record and by proper analysis.

3 Accordingly, IT IS HEREBY ORDERED that:

- 4 1. The findings and recommendations, ECF No. 15, are adopted in full;  
5 2. Plaintiff's applications to proceed in forma pauperis, ECF Nos. 2, 6, 9, & 11,  
6 are denied; and  
7 3. Plaintiff shall pay the \$405.00 filing fee within thirty days from the date of  
8 service of this order; and  
9 4. This matter is referred back to the Magistrate Judge for all further pretrial  
10 proceedings.

11 IT IS SO ORDERED.

12  
13 Dated: **June 26, 2024**

  
Hon. Daniel J. Calabretta  
UNITED STATES DISTRICT JUDGE